UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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:	Case No.: 7:05-md-01695 (CM)
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DECLARATION OF JEFFREY L. OSTERWISE IN SUPPORT PLAINTIFFS' MOTION TO COMPEL PRODUCTION OF DOCUMENTS CONCERNING VEECO'S INTERNAL INVESTIGATION

REDACTED

(ORIGINAL UNREDACTED VERSION FILED UNDER SEAL PURSUANT TO CONFIDENTIALITY ORDER DATED MAY 16, 2006)

I, Jeffrey L. Osterwise, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the following is true and correct:

- 1. I am an associate of the law firm of Berger & Montague, P.C., lead counsel for Plaintiffs in this litigation.
- 2. I submit this Declaration in support of Plaintiffs' Motion To Compel Production of Documents Concerning Veeco's Internal Investigation.
 - 3. Attached hereto as Exhibits are true and correct copies of the following:

Exhibit No.	<u>Description</u>
A	Plaintiffs' First Request for Production of Documents Directed to All Defendants, dated April 6, 2006.
В	Press Release of Veeco Instruments, Inc. dated February 11, 2005.
С	Press Release of Veeco Instruments, Inc. dated March 16, 2005, and Veeco Form 8-K filed March 16, 2005 with same press release attached.
D	REDACTED
Е	REDACTED
F	Press Release of Veeco Instruments, Inc. dated March 15, 2005.
G	REDACTED

H

Article dated March 18, 2005 published on compoundsemiconductor.net titled "Veeco accounts investigation reveals no fraud."

I

REDACTED

J

Objections and Responses by Defendants Veeco Instruments, Inc., Edward H. Braun, John F. Rien, Jr., and John P. Kiernan to Plaintiffs' First Request for the Production of Documents.

Dated: August 21, 2006

Jeffrey L. Osterwise